

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK  
WHITE PLAINS DIVISION

KONINKLIJKE PHILIPS ELECTRONICS N.V. :

Plaintiff, : CIVIL ACTION NO.  
: 04-CIV-01564-SCR  
: ECF CASE

-against-

APEX DIGITAL, INC., :

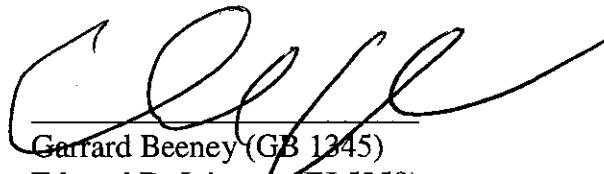
Defendant. :

x

**STIPULATION OF DISMISSAL WITH PREJUDICE**

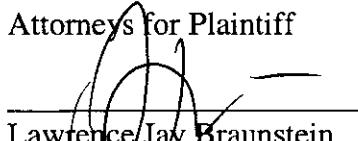
The undersigned stipulate pursuant to Rule 41(a)(1) of the Federal Rules of Civil Procedure to the dismissal of the above-captioned action with prejudice. Each party shall bear its own costs and attorneys' fees.

Dated: 7/1/04



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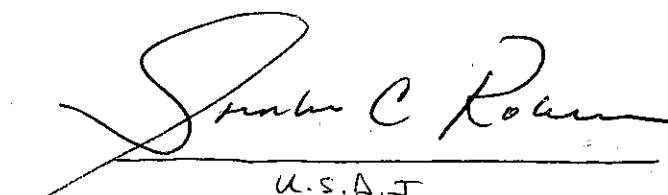
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Attorneys for Defendant

White Plains, NY  
July 26, 2004

PALOALTO:26769.1

So Ordered:



John C. Roan  
U.S.D.J.